

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
EASTERN DIVISION

2006 AUG 31 A 9:12

ANTONIO MARTINEZ

Plaintiff

vs.

SHERIFF JAY JONES, et al

Defendants

3:06-CV-480-MEF

MOTION FOR EXTENSION OF
TIME

Comes now Plaintiff, ANTONIO Martinez pro-se in the above style cause and moves this Honorable Court pursuant to rule 15, Rules FOR MULTIDISTRICT LITIGATION Under 28 U.S.C. subsection 1407, for an extension of time in (DOC. NOS. 12, 13) and Plaintiff show cause thereof in the following:

[i] Plaintiff avers that, Magistrate Judge Vanzetta Penn McPherson's August 17th 2006, Order instructing plaintiff to answer in response to defendants written report by September 5, 2006, will not allow Plaintiff enough time to locate needed

witness by mail or to research and perfect said response to defendants written report:

[ii] Plaintiff avers, that he will need an extension of 28 days in order to obtain such affidavits and to adequately prepare said pleadings, an extension from September 5, 2006 to October 3, 2006 is properly need to respond to defendants written report (Doc. NOS. 12, 13)

[iii] The defendant will not be prejudiced by this 28 day extension.

WHEREFORE Plaintiff Antonio Martinez request this Honorable Court to grant him this much needed extension of time to file his response to the defendants written report and answer on or before September 5, 2006

Respectfully Submitted



Antonio Martinez

Plaintiff Pro-se

Verification

I, ANTONIO MARTINEZ, swear under penalty of perjury that I have read the foregoing Motion for extension of time pursuant to Rules of Multidistrict Litigation Under 28 U.S.C. § 1407 Rule (15), and consider that the aforesaid motion is true and correct to the best of my belief:

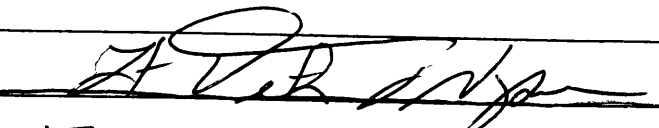
 Respectfully

Antonio Martinez
Pro-se Plaintiff.

STATE OF ALABAMA §
MONTGOMERY County §

Sworn and subscribed to me this 25th
day of August, 2006

My Commission expires on 6-23-08


NOTARY STATE OF ALABAMA AT LARGE

CERTIFICATE OF Service

I, Antonio Martinez, have on this day caused copies of the forgoing Motion for extension of time to be served upon the offices of the following by placing same in the U.S. mail postage paid.

HON: Court Clerk

United States District Court

Middle District of Alabama

Eastern Division

PO Box 711

Montgomery AL 36101

HON: AMANDA Kay Morgan

Attorney for defendants

Webb and Eley PC.

7455 Halcyon Pointe Drive

PO Box 240909

Montgomery AL 36124